

2.

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

Jack Rogers and Paul Pinella,  
)  
)  
Plaintiffs,  
)  
)  
v.  
)  
Comcast Corporation  
)  
and AT&T Broadband,  
)  
Defendants.  
)  
)

Civil Action No.: 04-10142 EFH

FILING FEE PAID: 54888  
RECEIPT #: 54888  
AMOUNT \$ 100.00  
BY DPTY CLK 3/09/04  
DATE 3/09/04

**ASSENTED TO MOTION OF JOHN PETER ZAVEZ FOR SAMUEL D. HEINS AND ALAN I. GILBERT TO APPEAR *PRO HAC VICE* ON BEHALF OF PLAINTIFFS**

NOW COMES John Peter Zavez, Esq. and, pursuant to Local Rule 83.5.3(b) of the United States District Court for the District of Massachusetts, requests that this Court allow the appearance, *pro hac vice*, of Samuel D. Heins and Alan I. Gilbert, of Heins, Mills & Olson, P.L.C., 3550 IDS Center, 80 South Eighth Street, Minneapolis, MN 55402, on behalf of Plaintiffs Jack Rogers and Paul Pinella in this action.

In support of this Motion, John Peter Zavez states that:

1. Attached as Exhibit A and B are certificates executed by Samuel D. Heins and Alan I. Gilbert, indicating that:

- (a) each is a member of the bar in good standing in every jurisdiction where he has been admitted to practice (except as otherwise noted);
- (b) each has no disciplinary proceedings pending against him as a member of the bar in any jurisdiction; and
- (c) each are familiar with the Local Rules of the United States District Court for the District of Massachusetts.

2. John Peter Zavez is a member of the bar of this Court;
3. John Peter Zavez has entered an appearance in this action.

WHEREFORE, John Peter Zavez requests that this Motion be ALLOWED.

Dated: March 26, 2004

Respectfully submitted,

*John Peter Zavez*  
John Peter Zavez  
ADKINS, KELSTON & ZAVEZ, P.C.  
90 Canal Street  
Boston, MA 02114  
Tel: (617) 637-1040  
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Dated: March 26, 2004

**ASSENTED TO:**

*Mark A. Berthiaume J.P.C.*  
Mark A. Berthiaume (BBO#041715)  
SEYFARTH SHAW LLP  
World Trade Center East  
Two Seaport Lane, Suite 300  
Boston, MA 02210  
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**CERTIFICATE OF SERVICE**

I hereby certify that a true copy of the above document was served upon the attorney(s) of record for each other party by ~~mail~~ on March 26, 2004.

*Fax*

*John Peter Zavez*  
John Peter Zavez